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THOMAS J. PERKOWSKI, ESQ., P.C.  
*Intellectual Property Advocacy*  
Soundview Plaza  
1266 East Main Street  
Stamford, Connecticut 06902

OCT 06 2008

Thomas J. Perkowski  
Also admitted in New York

Telephone: 203-357-1950  
Facsimile: 203-357-1959  
Email: info@tjpatlaw.com

FACSIMILE TRANSMITTAL LETTERDate: October 6, 2008

Time: \_\_\_\_\_ AM/PM

TO: Office of Petitions of the USPTOFROM: Thomas J. Perkowski, Esq., P.C.RE: Petition to Revive for USSN# 10/007,179Number of Pages Being Sent Including This Transmittal Letter : 5Client-Matter Number: 126-001USANB0Transmitted to Facsimile Number: 571-273-8300

Comments: \_\_\_\_\_

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IN THE UNITED STATES PATENT TRADEMARK OFFICE

OFFICE OF PETITIONS

In re original application of:

In re Application of:

Applicant : Kathleen Tyson Quah  
Serial No. : 10/007,179  
Filing Date : October 22, 2001  
Title of Invention : METHOD FOR MITIGATING RISK ASSOCIATED WITH THE SETTLING OF FOREIGN EXCHANGE (FX) PAYMENT-BASED TRANSACTIONS  
Examiner : Kenneth Bartley  
Group Art Unit : 2164  
Attorney Docket : 126-002USANA0

Honorable Commissioner of Patents

and Trademarks

Washington, DC 20231

RENEWED PETITION TO REVIVE ABANDONED APPLICATION  
UNDER 37 C.F.R. 1.137(b)

Sir:

Applicant believes that the Notice of Abandonment dated April 18, 2008 was mailed in error, and respectfully request that the present Application be revived under 37 C.F.R. 1.137(b).

On March 13, 2008, Applicant submitted payment of the issue and publication fees via Deposit Account No. 16-1340. A copy of the Part B - Issue Fee Transmittal, showing permission to charge the deposit account, as well as a copy of the date-stamped return postcard is attached as Exhibit A.

On March 18, 2008, the publication fee of \$300.00 and advance order for 10 additional copies fee of \$30.00 were charged under sequence number 7 and 8, respectively, leaving a balance of \$729.50 in the Deposit Account No. 16-1340, a sufficient amount to cover the issue fee of \$720.00 for a small entity. A copy of the Deposit Account Statement for March 2008 is attached hereto as Exhibit B.

However, the Decision on Petition mailed September 2, 2008, stated that Deposit Account 16-1340 held a balance of \$264.50 at the time the USPTO attempted to charge the issue fee of \$720.00. However, the Deposit Account Statement does not reveal this lower balance.

Attorney for Applicant spoke with Ms. Kimberly Inabinet of the Office of Petitions, and Mr. George Allen of the Office of Finance and these phone calls revealed that the cause of the drop in the balance was the wrongful charge of a 1<sup>st</sup> maintenance fee (small entity) for US Patent No. 6,776,463. Attorney for Applicant had submitted Robert M. Simon Check No. 4232

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in the amount of \$465.00 in payment of the maintenance fee, and had authorized that the surcharge of \$65.00 for a small entity be charged to the Deposit Account 16-1340. *However, the USPTO wrongfully charged the entire maintenance of \$465.00 to the deposit account, causing the balance to drop to \$264.50, and this error on the part of the USPTO was directly responsible for the lack of funds to charge the issue fee for U.S. Application No. 10/007,179.* The charge was reversed the same day and does not show up on the Deposit Account Statement available to Applicant. However, it is included in the financial records of Mr. George Allen, which are not accessible by Applicant. Applicant requests that the Office of Petitions verify this fact with Mr. George Allen of the Office of Finance.

Furthermore, a petition fee of \$770.00 has already been charged to Deposit Account No. 16-1340 on September 2, 2008 under sequence number 14. Applicant requests that this fee be refunded.

The entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 C.F.R. 1.137(b) was unintentional.

The undersigned declares further that all statements made herein are his own knowledge, are true, and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

In view of the above-listed submissions, Applicants respectfully request revival of the above-referenced Application and continued prosecution thereof.

Applicant believes that no fees are due at this time; however, if deemed necessary, the Commissioner is authorized to charge any fee deficiencies or overpayments to Deposit Account No. 16-1340.

Respectfully submitted,

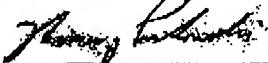


Dated: October 6, 2008

Thomas J. Perkowski, Esq.  
Reg. No. 33,134  
Attorney for Applicants  
Soundview Plaza  
1266 East Main Street  
Stamford, Connecticut 06902  
203-357-1950  
<http://www.tjpatlaw.com>

CERTIFICATE OF FACSIMILE SERVICE UNDER  
37 CFR 1.06(d)

I hereby certify that this correspondence  
is being deposited with  
the Commissioner of Patents and Trademarks,  
c/o the Office of Petitions of the USPTO,  
Alexandria, VA  
on October 6, 2008,  
by facsimile transmission to  
USPTO Fax Machine No. 571-273-8300

  
Thomas J. Perkowski, Esq.  
Date: October 6, 2008



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**Deposit Account Statement**

**Requested Statement Month:** March 2008  
**Deposit Account Number:** 161340  
**Name:** THOMAS J PERKOWSKI ESQ.,P. C.  
**Attention:**  
**Street Address 1:** SOUNDVIEW PLAZA  
**Street Address 2:** 1266 EAST MAIN STREET  
**City:** STAMFORD  
**State:** CT  
**Zip:** 06902  
**Country:** UNITED STATES

DATE SEQ	POSTING REF	ATTORNEY DOCKET NBR	FEES CODE	AMT	BAL
03/04 5	11883104	142-003USAC00	2632	\$50.00	\$1,229.50
03/04 9242	10602990		8021	\$40.00	\$1,189.50
03/17 54	10602990	100-059USA000	2814	\$65.00	\$1,124.50
03/18 7	10007479		8021	\$40.00	\$1,084.50
03/18 8	10007479	100-059USA000	2801	\$60.00	\$794.50
03/18 37	6776463		8021	\$40.00	\$754.50
03/19 16	11484369	108-087USAN10	1806	\$20.00	\$709.50
03/21 9050	E-REPLENISHMENT		9203	-\$3,000.00	\$3,709.50
03/21 9108	11880087		8021	\$40.00	\$3,669.50
03/21 9109	11977432		8021	\$40.00	\$3,629.50
03/21 9110	11977413		8021	\$40.00	\$3,589.50
03/21 9111	11977430		8021	\$40.00	\$3,549.50
03/21 9112	11977422		8021	\$40.00	\$3,509.50
03/21 9113	11978535		8021	\$40.00	\$3,469.50
03/21 9114	11978525		8021	\$40.00	\$3,429.50
03/21 9115	11978522		8021	\$40.00	\$3,389.50
03/21 9116	11978521		8021	\$40.00	\$3,349.50
03/21 9117	11980084		8021	\$40.00	\$3,309.50
03/21 9118	11978943		8021	\$40.00	\$3,269.50
03/21 9119	11980083		8021	\$40.00	\$3,229.50
03/21 9120	11978981		8021	\$40.00	\$3,189.50
03/21 9121	11980317		8021	\$40.00	\$3,149.50
03/21 9122	11980319		8021	\$40.00	\$3,109.50
03/21 9123	11980192		8021	\$40.00	\$3,069.50
03/21 9124	11978951		8021	\$40.00	\$3,029.50
03/21 9125	11980329		8021	\$40.00	\$2,989.50
03/21 9126	11980078		8021	\$40.00	\$2,949.50